

MESSAGE NO: 4029202 MESSAGE DATE: 01/29/2004

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-863

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 09/23/2003 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY AFFIRMATIVE CRITICAL CIRCUMSTANCES DETERMINATION IN
ANTIDUMPING INVESTIGATION OF WAX AND WAX/RESIN THERMAL TRANSFER RIBBON-
JAPAN (A-588-863)

MESSAGE NO: 4029202

DATE: 01 29 2004

CATEGORY: ADA

TYPE: PRE

REFERENCE:

REFERENCE DATE:

CASES: A - 588 - 863

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PERIOD COVERED: 09 23 2003 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: PRELIMINARY AFFIRMATIVE CRITICAL CIRCUMSTANCES
DETERMINATION IN ANTIDUMPING INVESTIGATION OF WAX AND
WAX/RESIN THERMAL TRANSFER RIBBON-JAPAN (A-588-863)

1. ON DECEMBER 22, 2003, THE DEPARTMENT OF COMMERCE WILL PUBLISH
IN THE FEDERAL REGISTER ITS AFFIRMATIVE PRELIMINARY DETERMINATION
OF CRITICAL CIRCUMSTANCES IN THE ANTIDUMPING DUTY INVESTIGATION
OF WAX AND WAX/RESIN THERMAL TRANSFER RIBBON FROM JAPAN (TTR).
COMMERCE DIRECTS CUSTOMS AND BORDER PROTECTION (CBP) TO SUSPEND

LIQUIDATION OF ALL APPROPRIATE ENTRIES OF TTR FROM JAPAN THAT ARE

ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER

90 DAYS PRIOR TO THE DATE OF PUBLICATION IN THE FEDERAL REGISTER OF THE PRELIMINARY DETERMINATION OF SALES AT LESS THAN FAIR VALUE (LTFV). CBP SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND EQUAL TO THE ESTIMATED PRELIMINARY DUMPING MARGIN REFLECTED IN THE PRELIMINARY DETERMINATION OF SALES AT LTFV PUBLISHED IN THE FEDERAL REGISTER.

2. FOR THE PURPOSE OF THIS INVESTIGATION, THE PRODUCT COVERED IS TTR, IN SLIT OR UNSLIT ("JUMBO") FORM ORIGINATING FROM JAPAN WITH A TOTAL WAX (NATURAL OR SYNTHETIC) CONTENT OF ALL THE IMAGE SIDE LAYERS, THAT TRANSFER IN WHOLE OR IN PART, OF EQUAL TO OR GREATER THAN 20 PERCENT BY WEIGHT AND A WAX CONTENT OF THE COLORANT LAYER OF EQUAL TO OR GREATER THAN 10 PERCENT BY WEIGHT, AND A BLACK COLOR AS DEFINED BY INDUSTRY STANDARDS BY THE CIELAB (INTERNATIONAL COMMISSION ON ILLUMINATION) COLOR SPECIFICATION SUCH THAT THE LIGHTNESS ("L")AXIS IS LESS THAN 35, THE "A" AXIS IS VALUED BETWEEN -20 AND 35, AND THE "B" AXIS IS VALUED BETWEEN 40 AND 31, AND BLACK AND NEAR-BLACK TTR. TTR IS TYPICALLY USED IN PRINTERS GENERATING ALPHANUMERIC AND MACHINE-READABLE CHARACTERS, SUCH AS BAR CODES AND FACSIMILE MACHINES.

THIS INVESTIGATION DOES NOT COVER RESIN TTR, AND FINISHED THERMAL TRANSFER RIBBONS WITH A WIDTH GREATER THAN 212 MILLIMETERS (MM), BUT NOT GREATER THAN 220 MM (OR 8.35 TO 8.66 INCHES) AND A LENGTH OF 230 METERS (M) OR LESS (I.E., SLIT FAX TTR, INCLUDING CASSETTED TTR), AND RIBBONS WITH A MAGNETIC CONTENT OF GREATER THAN OR EQUAL TO 45 PERCENT, BY WEIGHT, IN THE COLORANT LAYER.

THE MERCHANDISE SUBJECT TO THIS INVESTIGATION MAY BE CLASSIFIED IN THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS) AT HEADING 3702 AND SUBHEADINGS 3921.90.40.25, 9612.10.90.30, 3204.90, 3506.99, 3919.90, 3920.62, 3920.99 AND 3926.90. THE TARIFF CLASSIFICATIONS ARE PROVIDED FOR CONVENIENCE AND CBP PURPOSES; HOWEVER, THE WRITTEN DESCRIPTION OF THE SCOPE OF THE INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-588-863.

4. FOR IMPORTS OF TTR FROM JAPAN, CBP SHALL SUSPEND LIQUIDATIONS OF SUCH SHIPMENTS ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER SEPTEMBER 23, 2003. EFFECTIVE SEPTEMBER 23, 2003 CBP SHALL REQUIRE, FOR SUCH ENTRIES, A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGIN RATES SHOWN BELOW:

MFR/PRODUCER EXPORTER	CUSTOMS ID NUMBER	MARGIN PERCENTAGE RATE
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DAI NIPPON PRINTING COMPANY LIMITED	A-588-863-001	147.3
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UNION CHEMICAR COMPANY LIMITED	A-588-863-002	147.3
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5. IN ACCORDANCE WITH THE LONGSTANDING POLICY OF THE 1985 TREASURY DECISION AND MEMORANDUM OF AGREEMENT (MOA) BETWEEN COMMERCE AND CBP, T.D. 85-145, AT THE DISCRETION OF CBP, CBP OFFICERS MAY ACCEPT EITHER A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND OR A CONTINUOUS BASIC IMPORTATION AND ENTRY BOND ONLY IF THE AMOUNT OF THE ESTIMATED ANTIDUMPING DUTY IS LESS THAN FIVE PERCENT AD VALOREM (OR THE EQUIVALENT). OTHERWISE, WHERE THE IMPORTER HAS THE OPTION TO POST A BOND FOR ESTIMATED ANTIDUMPING DUTIES, CBP OFFICERS MUST REQUIRE A SINGLE-ENTRY BASIC IMPORTATION AND ENTRY BOND PURSUANT TO T.D. 85-145. AS HAS BEEN THE CASE SINCE THE MOA AND TREASURY DECISION, YOU ARE INSTRUCTED TO ADHERE TO THE REQUIREMENTS OF T.D. 85-145 WITH RESPECT TO THESE BONDING REQUIREMENTS.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 (GENERATED BY G309:CW).

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY

SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party